



Patent

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3/6/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hnojewyj, Olexander et al.

Attorney Docket No. 1849.16102-A CIP 2

Serial No.: 09/520,856

Examiner: Russel, Jeffrey E.

Filed: 7 March 2000

Group Art Unit: 1653

Title: Biocompatible Material Composition Adaptable to Therapeutic Indications

RESPONSE TO COMPLIANCE NOTICE REGARDING PATENT APPLICATION  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURE

U.S. Patent and Trademark Office  
Box Sequence  
P.O. Box 2327  
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FEB 27 2003

TECH CENTER 1600/2900

Dear Sir:

Applicant responds as follows to the notice mailed August 16, 2002 with a shortened one month period to respond.

AMINO ACID SEQUENCE DISCLOSURE

The previously submitted sequence disclosure did not conform to 37 C.F.R. 1.821-1.825. Applicant has resubmitted a computer readable form (CRF) of the sequence as well as a paper copy of the sequence. The CRF and the paper copy are the same, and no new matter has been added to the sequence. Please add the paper copy of the sequence to the specification.

Respectfully Submitted,

By

Daniel D. Ryan, Registration No. 29,243

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18 February, 2003  
1849.16102-A CIP 2

Enclosures: Copy of the Notice to Comply  
Paper copy of the sequence listing  
3.5" Disk containing copy of the sequence listing  
Amendment Transmittal Letter  
Return Postcard

application No. 1  
**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE  
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

**Applicant Must Provide:**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216 or (703) 308-2923
- For CRF Submission Help, call (703) 308-4212
- For PatentIn software Program Support:
  - HELP DESK: (703) 739-8559, ext 508, M-F, 8 AM to 5 PM EST except holidays
  - Email: [PATIN21HELP@uspto.gov](mailto:PATIN21HELP@uspto.gov)
  - To purchase PatentIn software: (703) 306-2600

**PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR RESPONSE**

*Jeffrey E. Russell*  
Jeffrey E. Russell  
Primary Patent Examiner  
Art Unit 1653

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**DISK TO STIC**

DATE: \_\_\_\_\_

